


This document has been electronically entered in the records of the United States Bankruptcy Court for the Southern District of Ohio.

IT IS SO ORDERED.

Dated: August 1, 2024




Guy R. Humphrey
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

<i>In re:</i>	:	Chapter 11
	:	
HOPEDALE MINING LLC, et al., ¹	:	Case No. 20-12043
	:	(Jointly Administered)
<i>Debtor.</i>	:	
	:	Honorable Guy R. Humphrey
Liquidating Trustee of the Hopedale	:	
Creditors Trust of Hopedale Mining, LLC,	:	
	:	
<i>Plaintiff,</i>	:	
	:	Adv. No. 22-1072
<i>v.</i>	:	
	:	
Weston Energy, LLC,	:	
	:	
<i>Defendant.</i>	:	

**ORDER DETERMINING CONFIDENTIALITY DESIGNATIONS
OF CHALLENGED DOCUMENTS (DOC. 97)**

¹ The Debtors in these Chapter 11 cases are (with the last four digits of their federal tax identification numbers in parentheses): Rhino GP LLC (8619), Rhino Resource Partners LP (7517), Rhino Energy LLC (6320), Rhino Trucking LLC (8773), Rhino Exploration LLC (8863), Triad Roof Support Systems LLC (1183), Springdale Land LLC (9816), McClane Canyon Mining LLC (3783), Rhino Northern Holdings LLC (1858), CAM-Ohio Real Estate LLC (1859), CAM-Colorado LLC (4269), Taylorville Mining LLC (5106), CAM Coal Trading LLC (4143), Castle Valley Mining LLC (9495), Jewell Valley Mining LLC (0270), Rhino Services LLC (3356), Rhino Oilfield Services LLC (8938), Rhino Technologies LLC (0994), CAM Mining LLC (2498), Rhino Coalfield Services LLC (3924), Hopedale Mining LLC (9060), CAM-Kentucky Real Estate LLC (9089), CAM-BB LLC (9097), Leesville Land LLC (7794), CAM Aircraft LLC (5467), Pennyryle Energy LLC (6095), Rhino Eastern LLC (1457), Rockhouse Land LLC (7702).

This matter is before the court on the procedure outlined in the *Order Granting In Part and Denying in Part Defendant Weston Energy, LLC's Motion to Compel* (doc. 97). Pursuant to the court's Order Scheduling Telephonic Hearing entered on July 30, 2024, the court conducted a telephonic hearing on August 1, 2024, participated in by Joel B. Bruckman, counsel for Plaintiff Liquidating Trustee; David A. Felice, counsel for Defendant Weston Energy, LLC; and Sandra K. Zerrusen, counsel for Colbeck Capital Management, LLC.

Based upon the reports of Weston and Colbeck and the arguments presented during the August 1, 2024 hearing, and in accordance with the court's oral decision announced at the conclusion of the hearing, the court determines the confidentiality designations of the 66 challenged documents as follows;²

Designation: Confidential

	Document Number	Bates Number
Thread 2	19	ColbeckJK00000702-705
	20	ColbeckJK00008890-8894
	21	ColbeckJK00009155-9158
	22	ColbeckJK00009491-9495
	23	ColbeckJK00009554-9558
	25	ColbeckJK00009763-9767
Thread 3	26	ColbeckJK00009443
	27	ColbeckJK00009777
Thread 4	28	ColbeckJK00009463-9464
	29	ColbeckJK00009465
	30	ColbeckJK00009466-9467
Thread 5	31	ColbeckJK00009474
	32	ColbeckJK00009551-9552
	33	ColbeckJK00009723
	34	ColbeckJK00009836
Thread 9	51	ColbeckJK00001031-1035
	52	ColbeckJK00001041-1045
Thread 10	53	ColbeckJK00000735
	54	ColbeckJK00008665
	55	ColbeckJK00008666
	56	ColbeckJK00008672
Thread 11	57	ColbeckJK00009230-9234
Thread 12	58	ColbeckJK00000488-493
	59	ColbeckJK00008768-8772
Thread 14	61	ColbeckJK00000467
	62	ColbeckJK00009022
Thread 15	63	ColbeckJK00000990-994
Thread 16	64	ColbeckJK00000732
Thread 17	65	ColbeckJK00009122-9123
	66	ColbeckJK00009124-9125
Thread 18	67	ColbeckJK00008773-8776

² The definitions for "confidential" and "highly confidential" are included within the Confidentiality Agreement and Stipulated Protective Order (Doc. 42). The "Threads" are the email threads as listed in pages 3 and 4 of Weston's in camera confidential report to this court. The document numbers are based on the tables provided by Weston and Colbeck for in camera review. The bates stamp numbers are from the documents the court was provided by the parties and reviewed in camera.

Designation: Highly Confidential

	Document Number	Bates Number
Thread 1	2	ColbeckJK00009506-9508
	3	ColbeckJK00009509-9510
	4	ColbeckJK00009511
	5	ColbeckJK00009512-9513
	6	ColbeckJK00009514
	7	ColbeckJK00009541
	8	ColbeckJK00009559-9563
	9	ColbeckJK00009564-9565
	10	ColbeckJK00009566-9567
	11	ColbeckJK00009735-9737
	12	ColbeckJK00009740
	13	ColbeckJK00009773-9774
	14	ColbeckJK00009775-9776
	15	ColbeckJK00009860-9861
	16	ColbeckJK00009862-9863
	17	ColbeckJK00009867
	18	ColbeckJK00009868
Thread 6	35	ColbeckJK00001117-1118
	36	ColbeckJK00009444-9445
	37	ColbeckJK00009728-9729
	38	ColbeckJK00009846-9847
Thread 7	24	ColbeckJK00009730-9734
	39	ColbeckJK00009496-9500
	40	ColbeckJK00009501-9505
	41	ColbeckJK00009529-9533
	42	ColbeckJK00009768-9772
	43	ColbeckJK00009850-9854
	44	ColbeckJK00009855-9859
Thread 8	45	ColbeckJK00000589-595
	46	ColbeckJK00000610-616
	47	ColbeckJK00000633-639
	48	ColbeckJK00009084-9089
	49	ColbeckJK00009090-9096
	50	ColbeckJK00009102-9108
Thread 13	60	ColbeckJK00009253-9256

IT IS SO ORDERED.

Copies to:

Counsel for the Plaintiff

Counsel for the Defendant

May Elisabeth Naumann

Sandra K. Zerrusen

(Counsel for Colbeck Capital Management, LLC)